Appl. No. 10/087,024

Paper dated September 22, 2004

Reply to Office Action of April 22, 2004

Attorney Docket No. 702-020310



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

10/087,024

Applicant

Wilhelmus Maria van der Kricken et al.

Filed

February 28, 2002

Title

Influencing the Activity of Plant Growth Receptors

Group Art Unit

1616

Examiner

S. Mark Clardy

Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated April 22, 2004 of the Primary Examiner rejecting claims 3-6 and 15. A supporting Appeal Brief will be filed in due course.

Pursuant to 37 C.F.R. §1.17(b), please charge our Deposit Account No. 23-0650 in the amount of \$750.00 to cover the cost of filing the Notice of Appeal (\$330.00) and a two-month extension of time (\$420.00). The Commissioner for Patents is hereby authorized to charge any additional fees which may be required to Deposit Account No. 23-0650. Please refund any overpayment to Deposit Account No. 23-0650. One (1) original and two (2) copies of this Notice of Appeal are enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 22, 2004.

Kimberly N. Welday

(Name of Person Mailing Paper)

09/22/2004 Date

Respectfully submitted, WEBB ZIESENHEIM LOGSDON ORKIN & HANSON, P.C.

Barbara E. Johnson Registration No. 31,198

Attorney for Applicants 700 Koppers Building

436 Seventh Avenue

Pittsburgh, Pennsylvania 15219-1818

Telephone: 412-471-8815 Facsimile: 412-471-4094

10087024 09/28/2004 EAREGAY1 00000032 230650

01 FC:1401

330.00 DA

{W0144034.1}

-1-